

REMARKS

Claims 1, 5-7 and 9-12, as amended, remain herein. Claims 2-4 and 8 have been cancelled. Claims 10-12 have been added. Support for the amendments to the claims may be found, for example, in previous claims 2-4 and in the specification at p. 10, line 6-p.11, line 13 and at p. 12, line 4-p.13, line 6.

Applicants thank the Examiner for acknowledging that claim 9 would be allowable if rewritten in independent form. Claim 9 has been so amended.

1. Claims 7 and 8 were rejected under 35 U.S.C. § 112, second paragraph. Claim 8 has been cancelled, mooted the rejection thereof. Claim 7 has been amended to moot the rejection.

2. Claims 1-8 were rejected under 35 U.S.C. § 102(b) over Yagi JP 09-314719. Yagi discloses packaging with an outer film 1, a white printing layer 2, a silver printing layer 3, a colored resin layer 4, and a sealant layer 5. Yagi fails to disclose a packaging with an outer substrate layer, then a white layer, then a colored adhesive layer, then a metal oxide layer, then a sealant layer, as recited in applicants' claim 1. Separating the colored adhesive layer from the sealant layer prevents coloring from the colored adhesive layer from seeping into the sealant layer and into the contents of the packaging. Yagi fails to disclose any reason for changing the order of the packaging layers. Since Yagi fails to disclose every element of applicants' claim 1, Yagi is an inadequate basis for rejecting claims 1 and 5-7 under 35 U.S.C. § 102(b). Reconsideration and withdrawal of the rejection are respectfully requested.

Accordingly, all claims 1, 5-7 and 9-12 are now fully in condition for allowance and a notice to that effect is respectfully requested. The PTO is hereby authorized to charge/credit any fee deficiencies or overpayments to Deposit Account No. 19-4293. If further amendments would place this application in even better condition for issue, the Examiner is invited to call applicants' undersigned attorney at the number listed below.

Respectfully submitted,

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